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From:	John A. Hankins	<i>Direct Phone:</i>	858.643.1423
<i>E-Mail:</i>	jhankins@mwe.com.	<i>Direct Fax:</i>	858.597.1585
<i>Sent By:</i>	Ta'Loria Simms	<i>Direct Phone:</i>	858.643-1432
<i>Client/Matter/Tkpr:</i>	050103-0522	<i>Original to Follow by Mail:</i>	No
		<i>Number of Pages, Including Cover:</i>	57

Re: U.S. Patent Application No. 10/700,625

Message:

Official Transmission

Attached please find:

Transmittal Sheet (2 pages)

Information Disclosure Statement (2 pages)

PTO 1449 (1 pages)

Search Report/Examination Report (8 pages)

WO02/42754A2 (15 pgs.); DE19525903A1 (4 pgs.); DE19600491C1 (11 pgs.) and DE 19650391A1 (13 pgs)

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Main Facsimile: 858.597.1585 Facsimile Operator: 858 643.1400

U.S. practice conducted through McDermott Will & Emery LLP.

4370 La Jolla Village Drive Suite 700 San Diego, California 92122-1252

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Docket No.: 050103-0522

PATENT

IN THE UNITED STATES PATENT AND-TRADEMARK OFFICE

Applicant : WANG, JIANMIN, et al.
Appl. No. : 10/700,625
Filed : November 5, 2003
Title : OPTICAL PROFILER FOR ULTRA-
SMOOTH SURFACE WITH
NORMAL INCIDENT BEAM
DEFLECTION METHOD

Customer No.: 49745
Confirmation No.: 4865

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office on Feb. 22, 2007

Ta'Loria Simms

Grp./A.U. : 2877
Examiner: : Isiaka O. Akanbi

TRANSMITTAL

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Information Disclosure Statement in the above-identified application.

Also attached:

1 PTO Form 1445 and
Copies of Search Report/Examination Report
WO 02/42754 A2
DE 195 25 903 A1
DE 196 00 491 C1 and
DE 196 50 391 A1

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees

Docket No.: 050103-0522

under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


John A. Hankins

Registration No. 32,029

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 JAH:tms
Facsimile: 858.597.1585
Date: February 22, 2007
SDO 58106-1 050103.0522

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FEB 22 2007 PATENT

Docket No.: 050103-0522

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : WANG, JIANMIN, et al.
Appl. No. : 10/700,625
Filed : November 05, 2003
Title : OPTICAL PROFILER FOR ULTRA-
SMOOTH SURFACE WITH
NORMAL INCIDENT BEAM
DEFLECTION METHOD

Customer No.: 49745
Confirmation No.: 4865

CERTIFICATE OF FACSIMILE TRANSMISSION

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22, 2007

Ta Loria Simms

Grp./A.U. : 2877
Examiner: : Isiaka O. Akanbi

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

10/700,625

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CERTIFICATION PARAGRAPH

The undersigned certifies that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR 1.97(e)(2).

Each English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

John A. Hankins
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SDO 58052-1.050103.0322

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SHEET 1 OF 1

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (PTO-1449)				ATTY. DOCKET NO. 050103-0522		SERIAL NO. 10/700,625	
				APPLICANT WANG, JIANMIN, et al.			
				FILING DATE November 5, 2003		GROUP 2877	
U.S. PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US 4,639,139	01/27/1987	Wyant et al.			
		US 4,945,281	08/37/1990	Dell'Eva et al.			
		US 6,161,430	01/30/2001	Meyer et al.			
		US 6,525,824	02/25/2003	Gutierrez			
		US 2002/0180982 A1	12/05/2002	Ina et al.			
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FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number + Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation Yes No	
		WO 02/42754 A2	05/02/2002	TUKKER, Teunis, W.			
		DE 195 25 903 A1	09/01/1997	ELCHLER, Michael et al.			
		DE 196 00 491 C1	07/07/1997	MAKOSCH, Gunter			
		DE 196 50 391 A1	06/01/1998	ENGELHARDT, Johann			
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
EXAMINER				DATE CONSIDERED			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant to place a check mark here if English language Translation is attached.

SDO 58075-1.050103.0522

006/057

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02/22/2007 15:11 FAX 858 597 1585